

Michael V. Infuso, Esq., Nevada Bar No. 7388  
Keith W. Barlow, Esq., Nevada Bar No. 12689  
**GREEN INFUSO, LLP**  
3030 South Jones Boulevard, Suite 101  
Las Vegas, Nevada 89146  
Telephone: (702) 570-6000  
Facsimile: (702) 463-8401  
Email: [minfuso@greeneinfusolaw.com](mailto:minfuso@greeneinfusolaw.com)  
[kbarlow@greeneinfusolaw.com](mailto:kbarlow@greeneinfusolaw.com)

Attorneys for ProCaps Laboratories, Inc.

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

PROCAPS LABORATORIES, INC., a Nevada  
Corporation,

Plaintiff,

vs.

GH EXPRESS CALI INC., a foreign  
corporation; BEITLER TRUCKING, INC. a  
foreign corporation; BEITLER FINAL MILE,  
LLC, a foreign limited liability company; W.J.  
BEITLER CO., a foreign corporation;  
BEITLER LOGISTICS SERVICES, INC.. a  
foreign corporation; DOES 1 through 10,  
inclusive; and ROES 1 through 10, inclusive,

Defendants.

CASE NO. 2:21-cv-02016-JAD-BNW

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANTS  
BEITLER TRUCKING, INC.,  
BEITLER FINAL MILE, LLC, W.J.  
BEITLER CO. AND BEITLER  
LOGISTICS SERVICES, INC. TO  
RESPOND TO PLAINTIFF'S  
COMPLAINT**

**(FIRST REQUEST)**

**STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANTS BEITLER  
TRUCKING, INC., BEITLER FINAL MILE, LLC, W.J. BEITLER CO. AND BEITLER  
LOGISTICS SERVICES, INC. TO RESPOND TO PLAINTIFF'S COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff PROCAPS  
LABORATORIES, INC. and Defendants BEITLER TRUCKING, INC., BEITLER FINAL  
MILE, LLC, W.J. BEITLER CO. and BEITLER LOGISTICS SERVICES, INC. ("BEITLER  
Defendants"), by and through their respective undersigned counsel of record, that the BEITLER  
Defendants shall have an additional thirty (30) days within which to respond to Plaintiff's  
Complaint. Accordingly, the BEITLER Defendants' response to Plaintiff's Complaint is now  
due on or before **March 16, 2022**. The BEITLER Defendants do not waive any affirmative

1 defenses or rights to file a response including a Motion to Dismiss on any grounds including but  
2 not limited to lack of jurisdiction of the BEITLER Defendants.

3 **IT IS SO STIPULATED.**

4 Dated this 14<sup>th</sup> day of February 2022.

5 GREENE INFUSO, LLP

7 /s/ Michael V. Infuso  
8 MICHAEL V. INFUSO, ESQ.  
9 Nevada Bar No. 7388  
10 3030 South Jones Boulevard, Suite 101  
11 Las Vegas, NV 89146  
12 *Attorneys for Plaintiff*  
13 *PROCAPS LABORATORIES, INC.*

Dated this 14<sup>th</sup> day of February 2022.

THORNDAL ARMSTRONG DELK  
BALKENBUSH & EISINGER

7 /s/ Harold J. Rosenthal, Esq.  
8 MICHAEL C. HETHEY, ESQ.  
9 Nevada Bar No. 5886  
10 HAROLD J. ROSENTHAL, ESQ.  
11 Nevada Bar No. 10208  
12 1100 East Bridger Avenue  
13 Las Vegas, Nevada 89101  
14 *Attorneys for Defendants*  
15 *BEITLER TRUCKING, INC., BEITLER*  
16 *FINAL MILE, LLC, W.J. BEITLER CO. and*  
17 *BEITLER LOGISTICS SERVICES, INC.*

18 **ORDER**

19 IT IS ORDERED that ECF No. 15 is DENIED without  
20 prejudice under LR IA 6-1(a) because it does not provide a  
21 reason for the requested extension.

22 IT IS SO ORDERED

23 DATED: 11:18 am, February 15, 2022

24 

25 BREND A WEKSLER  
26 UNITED STATES MAGISTRATE JUDGE